



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARK  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
--------------------	-------------	-----------------------	---------------------

08/468610

EXAMINER
----------

ART UNIT	PAPER NUMBER
----------	--------------

30

DATE MAILED:

### INTERVIEW SUMMARY

All participants (applicant, applicant's representative, PTO personnel):

(1) JAY WILLIAMS (3)

(2) JERRY SWISS (4)

Date of Interview 12/04/02

Type: ☐ Telephonic ☐ Televideo Conference ☒ Personal (copy is given to ☐ applicant ☒ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No If yes, brief description: \_\_\_\_\_

Agreement ☐ was reached. ☒ was not reached.

Claim(s) discussed: GENERALLY

Identification of prior art discussed: 5652348 (ODP)

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: ARGUED FINALITY  
PREMATURE BECAUSE OF (1) NEW OBVIOUSNESS TYPE DOUBLE PATENTING  
(ODP) REJECTION (2) CITATION OF 15 REFERENCES IN 103, RE(1),  
ALTHOUGH ODP WAS NOT MADE IN 5652348, IF ONLY ISSUE REMAINING  
IS ODP, OFFICE POLICY IS TO ISSUE THE CASE AND MAKE ODP IN THE

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary. A FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

Examiner Note: You must sign this form unless it is an attachment to another form.

REMAINING CASE. ALSO GROUP POLICY IS TO MAKE OFFICE ACTION FINAL  
IF APPLICANTS COULD HAVE CITE THE REFERENCE. RE(2) SEVERAL OF THE  
REFERENCES WERE CITED TO ADDRESS THE LIMITATIONS OF SEVERAL  
ADDITIONAL MEMBERS OF THE MARKUSH GROUPS. ATTY ALSO FELT THAT  
CRAMER DECLARATION SHOULD HAVE BEEN CONSIDERED. SPE WILL SEEK  
SECOND OPINION ON (1) FROM QAS/SPRE. 11.11.10 ADH20